

EXHIBIT 14

FILED UNDER SEAL

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

NETLIST, INC., (CAUSE NO. 2:22-CV-203-JRG
)
Plaintiff, ()
vs. ()
MICRON TECHNOLOGY, INC., ()
et al., () MARSHALL, TEXAS
(JULY 26, 2023
Defendants.) 9:00 A.M.

MARKMAN HEARING

BEFORE THE HONORABLE ROY S. PAYNE
UNITED STATES MAGISTRATE JUDGE

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1 And as we just discussed, the claim language doesn't use the
2 term 'data port'; it just says there's an electrical
3 communication to an array die.

4 THE COURT: You know, maybe I need to hear from the
5 Plaintiff, then, because their briefing did not indicate the
6 relationship that you're talking about, and I was not certain
7 that in the argument that counsel for Plaintiff made in the
8 last case that they were, in fact, saying that it is a
9 limitation of the claim as opposed to an indication that the
10 claim has been met.

11 Do you understand from your conversations with
12 Plaintiff's counsel that they are contending that, in fact,
13 the claim requires data ports as a limitation?

14 MR. RUECKHEIM: Not from conversations with opposing
15 counsel, Your Honor. I sat in and watched the tail end of the
16 *Netlist v. Samsung* trial, and so from observing what was
17 argued there, that's where I understand that they were arguing
18 to the jury what's shown here on the screen, and then also,
19 Your Honor, in briefing in this case, Plaintiff has argued
20 that 'electrical communication' requires even something more.
21 There is an argument in the briefing that 'electrical
22 communication' requires responsiveness. It says, "The above
23 clear makes -- the above quotes"--they're citing to the
24 specification, the intrinsic record here--it says that the
25 electrical communication requires some kind of responsiveness.

1 I HEREBY CERTIFY THAT THE FOREGOING IS A
2 CORRECT TRANSCRIPT FROM THE RECORD OF
3 PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.
4 I FURTHER CERTIFY THAT THE TRANSCRIPT FEES
5 FORMAT COMPLY WITH THOSE PRESCRIBED BY THE
6 COURT AND THE JUDICIAL CONFERENCE OF THE
7 UNITED STATES.

8
9 S/Shawn McRoberts 07/28/2023

10 _____ DATE _____
11 SHAWN McROBERTS, RMR, CRR
12 FEDERAL OFFICIAL COURT REPORTER
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Shawn M. McRoberts, RMR, CRR
Federal Official Court Reporter